

## Petition for Surcharge Against Former Administrator for Breach of Duty

<b>DOD: 11/15/2002</b>	<b>PUBLIC ADMINISTRATOR</b> , Successor Administrator, is petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b>Minute Order of 07/20/2015:</b> <b>Counsel requests a continuance for discussions towards resolution.</b>
	<b>Petitioner states:</b> on June 21, 2007, the Court issued a minute order reading, "the court orders the Public Administrator is appointed...Personal Representative Christopher O'Neal is Removed."	
	The Court is respectfully referred to the PA's status report filed on 05/20/2014. Therein, the PA reported that she has been unable to make contact with any of the heirs, including the former administrator.	
<b>Cont. from 031615, 072015</b>	On 03/29/2004, the former administrator filed a final Inventory and Appraisal showing the value of the estate to be \$145,000.00 consisting solely of real property. The PA was able to determine that Christopher O'Neal put the property in his name, took out a loan against it, and then lost the house to foreclosure. He used part of the loan proceeds to purchase a new pick up, which the PG was able to marshal and sell for \$16,400.00.	
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>	Christopher O'Neal never filed an accounting with the Court or provided any documents to the PA as directed by the Court. Due to his breach of fiduciary duty as personal representative, he should be surcharged the full value of the estate, \$145,000.00, less the amount recovered, \$16,400, for a total surcharge of \$128,600.	
<input checked="" type="checkbox"/> <b>Verified</b>	On 12/08/2003, proof of a \$50,000 bond was filed, as required by the Court. The bond company that issued it was Western Surety Company. Since it appears the PA will not be able to collect the judgment from Christopher O'Neal, he requests an order directing Western Surety Company, or the successor of that company, to pay the \$50,000 bond to the PA. Proper notice of this hearing will be given to the bond company.	
<input type="checkbox"/> <b>Inventory</b>	Wherefore, petitioner prays for an order that:	
<input type="checkbox"/> <b>PTC</b>	1. The Court find Christopher O'Neal breached his fiduciary duty as personal representative of the above-named estate;	
<input type="checkbox"/> <b>Not.Cred.</b>	2. The Court find that Christopher O'Neal's breach cost the estate the amount of \$128,600, and surcharge him that amount;	
<input checked="" type="checkbox"/> <b>Notice of Hrg</b>	3. The Court make an order that Western Surety Company, or any successor of that company, be ordered to pay the bond of \$50,000 to the PA; and	
<input checked="" type="checkbox"/> <b>Aff.Mail</b>	4. The Court make any other proper orders.	
<input type="checkbox"/> <b>Aff.Pub.</b>	<b>Please see additional page for Objection</b>	
<input type="checkbox"/> <b>Sp.Ntc.</b>		
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<input checked="" type="checkbox"/> <b>Order</b>		
<input type="checkbox"/> <b>Aff. Posting</b>		<b>Reviewed by:</b> LV
<input type="checkbox"/> <b>Status Rpt</b>		<b>Reviewed on:</b> 09/16/15
<input type="checkbox"/> <b>UCCJEA</b>		<b>Updates:</b>
<input type="checkbox"/> <b>Citation</b>		<b>Recommendation:</b>  <b>1A – O'Neal</b>
<input type="checkbox"/> <b>FTB Notice</b>		<b>File 1A – O'Neal</b>

1A

**Objection to Petition for an Order of Surcharge and Demand for Evidentiary Hearing After Completion of Discovery filed on 03/09/2015 by Attorney Timothy J. Tomlin for Western Surety Company** states they object to the Petition for surcharge filed by the Fresno County Public Administrator and requests an evidentiary hearing be set in late 2015 to permit WSC sufficient time to defend the allegations raised in the petition.

WSC issued a \$50,000.00 fiduciary bond to secure the faithful performance of fiduciary Christopher O'Neal as administrator. As such, it may be jointly and severally liable for any defalcations committed by Mr. O'Neal. WSC is an "interested person" in this proceeding and is entitled to participate in discovery and otherwise defend the surcharge claim to minimize any potential exposure on the administrator bond.

WSC and the personal representative Christopher O'Neal are entitled to an evidentiary hearing on the allegations raised. Each of the categories of alleged misconduct and related issues must be fully explored prior to the imposition of any surcharge. Ultimately, a trial may have to be set if a settlement cannot be reached and evidence hearing on the allegations. The Court should afford WSC and Mr. O'Neal with an opportunity to defend the allegations. This prevents the injustice of binding the principal and the sureties to the consequences of a proceeding in which there has been an insufficient opportunity to engage in discovery, present evidence, and cross examine the witnesses.

For the foregoing reasons, WSC requests that the Court set an evidentiary hearing with a time estimate of three (3) days for a date in August, 2015.

**1B Marqueeenia O'Neal (Estate) Case No. 03CEPR01456****Atty Kruthers, Heather (for Public Administrator – Successor Administrator)****Atty Tomlin, Timothy J. (for Western Surety Company - Objector)****Probate Status Hearing RE: Settlement**

	<b>PUBLIC ADMINISTRATOR</b> , was appointed Successor Administrator on 06/21/2007. Letters issued on 3-3-08.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
	Petition for Surcharge Against Former Administrator for Breach of Fiduciary Duty was filed on 01/05/2015.	
<b>Cont. from</b>		
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<b>Citation</b>		
<b>FTB Notice</b>		
		<b>Reviewed by:</b> LV
		<b>Reviewed on:</b> 09/16/2015
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 1B – O'Neal</b>

**1B**

**Second and Final Account and Report of Personal Representative and Petition for its Settlement; For Allowance of Compensation to Personal Representative and Attorneys for Ordinary and Extraordinary Services; and for Final Distribution**

<b>DOD: 10/7/2005</b>		<b>ANTONETTE GUTIERREZ</b> , daughter and Executor, is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b>CONTINUED TO 11/9/2015</b> Per Attorney request  <u>Page 9</u> is the related matter of the <i>Erlinda Gutierrez Trust</i> , 11CEPR00097.  <b>Continued from 8/10/2015 per request of counsel.</b> <b>The following issues from the last hearing remain:</b> 1. Paragraph 13 of the <i>Petition</i> states a supplement inventory and appraisal will be filed prior to the hearing date showing estate assets of <b>\$135,000.00</b> , which Court records do not show has been filed as of 9/16/2015. 2. Pursuant to Local Rules 7.12.3 and 7.12.4, the Court will not order distribution of real property in undivided interests nor distribution of personal property in undivided interests without the written consent of all distributees. Need written consent to be filed with the Court from: • Aremi Alanis, Jr. (AJ), grandson; • Brandon Alanis, grandson. 3. <i>Schedule F, Proposed Distribution</i> , refers to expenses incurred relative to a Lot allocable to Aremi Alanis, Jr. (AJ) and Brandon Alanis, which is unexplained in the <i>Petition</i> and which is omitted from the proposed order. Need clarification and corrected cash distribution.
<b>Cont. from 081015</b>		<b>Account period: 1/8/2010 – 10/5/2014</b>	
		Accounting - <b>\$544,577.34</b>	
		Beginning POH - <b>\$318,607.98</b>	
		Ending POH - <b>\$401,024.54</b> (\$179,794.59 is cash)	
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<b>UCCJEA</b>			
<b>Citation</b>			
<b>FTB Notice</b>		N / A	

Executor - **\$13,207.12**  
(statutory)

Executor Reimb. - **\$40,397.69**  
(pursuant to Order Settling Status Report of Personal Representative, Approving Settlement Agreement, and Allowing Attorneys' Fees for Extraordinary Services filed 7/29/2013; breakdown contained in Settlement Agreement and Mutual Release, ¶ 2 and 3, page 2 – 3;)

Attorney - **\$13,207.12**  
(statutory)

Attorney XO - **\$40,000.00**  
(reduced from \$59,372.00; for defense of the estate in *Alanis v. Gutierrez Case 07CECG03628* of \$8,574.00; and *Renteria v. Gutierrez Case 07CECG03513* of \$50,907.50;)

Costs - **\$3,334.96**  
(filing fees, discovery services, delivery services)

Closing - **\$5,000.00**  
(for expenses of administration and liabilities)

~Please see additional page~

Reviewed by: LEG

Reviewed on: 9/16/15

Updates: 9/18/15

Recommendation:

File 2 – Gutierrez

**Petitioner states:**

- As Executor, she was required to defend two litigation matters involving the estate: *Alanis v. Gutierrez* Case 07CECG03628, which resolved by summary judgment in favor of the Executor; and *Renteria v. Gutierrez* Case 07CECG03513, in which the Court entered a **\$86,229.95** money judgment in favor of the Decedent's Trust and the *Estate of Erlinda Gutierrez* against **RAYMOND RENTERIA**, Decedent's brother, and **RITA RENTERIA** (represented by Attorney Henry D. Nunez);
- An *Order Determining Construction of Trust Instrument and Instructing Trustee* filed 9/19/2011 in Case 11CEPR00097, *Erlinda Gutierrez Trust*, authorized the Trustee to sell a real property Lot in Reedley, which was later discovered by a title company to be an asset of the Decedent's estate rather than the Trust, such that the Lot is part of the Decedent's estate and would pass under the Decedent's Will at ½ to Petitioner, and ¼ each to Decedent's grandsons, **AREMI ALANIS, JR. (A.J.)** and **BRANDON ALANIS**;
- Petitioner, A.J., and Brandon entered into a *Settlement Agreement and Mutual Release*, approved by the Court on 7/29/2013, which provides for distribution of the Lot from the Estate to A.J. as to an undivided ½ interest and to Brandon as to an undivided ½ interest (copy of *Settlement Agreement attached as Exhibit A*);
- Pursuant to *Order Settling Status Report of Personal Representative, Approving Settlement Agreement, and Allowing Attorneys' Fees for Extraordinary Services* filed 7/29/2013, the Court allowed Petitioner reimbursement of **\$40,397.69** for all expenses she has incurred relating to the Lot (\$13,316.09), and ½ of attorney fees related to Creditor's Claim Litigation (\$27,081.60), which has not been paid.
- **Distribution pursuant to Decedent's Will and Settlement Agreement approved 7/29/2013 is to:**
  - **ANTONETTE GUTIERREZ** – undivided ½ interest in **\$86,229.95** money judgment calculating as **\$43,114.97**; and cash of **[cash sum needs clarification]**;
  - **AREMI ALANIS, JR. (A.J.)** – undivided ¼ interest in **\$86,229.95** money judgment calculating as **\$21,557.49**; and ½ interest in real property on Kingswood Parkway in Reedley; and cash of **[cash sum needs clarification]**;
  - **BRANDON ALANIS** – undivided ¼ interest in **\$86,229.95** money judgment calculating as **\$21,557.49**; and ½ interest in real property on Kingswood Parkway in Reedley; and cash of **[cash sum needs clarification]**.

**Notes Re Attorney Fees Paid:**

- *Order Settling the First Account* dated 9/14/2011 awarded extraordinary attorney fees and costs totaling **\$53,800.32**, consisting of **\$4,868.87** for costs, **\$5,051.51** for extraordinary services in connection with the objections to the appointment of Antonette Gutierrez as Executor, and **\$43,880.15** in connection with *Alanis v. Gutierrez*.
- *Order Settling Status Report of Personal Representative, Approving Settlement Agreement, and Allowing Attorneys' Fees for Extraordinary Services* filed 7/29/2013 authorized **\$80,000.00** as extraordinary attorney fees and **\$4,901.99** for costs advanced.

<b>DOD: 3/7/06</b>		<b>HAL B. HAVLISCH</b> , Executor with Full IAEA without bond, is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>	
			<b><u>CONTINUED TO 11/30/15</u></b> Per attorney request.	
	<b>Aff.Sub.Wit.</b>			
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	<b>FTB Notice</b>			
		<b>Reviewed by:</b> skc		
		<b>Reviewed on:</b> 9/15/15		
		<b>Updates:</b> 9/16/15		
		<b>Recommendation:</b>		
		<b>File 5 - Muhley</b>		

## Petition for Termination of Guardianship

			BRANDY R. AMES and JEFFREY D. AMES, co-guardians, are petitioners.	NEEDS/PROBLEMS /COMMENTS:
			Please see petition for details.	
Cont. from			Court Investigator Report filed on 9/8/15	
	Aff.Sub.Wit.			
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	Inventory			
	PTC			
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✓	Notice of Hrg			
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	Status Rpt			Reviewed on: 9/15/15
	UCCJEA			Updates:
	Citation			Recommendation:
	FTB Notice			File 4 – George

<b>DOD: 11/6/06</b>			<b>NAGLAA K. ALAMELDIN</b> , Sister and Administrator with Full IAEA with bond of \$190,000.00, is Petitioner.  <b>Account period: 11/6/06 – 5/31/15</b> Accounting: \$577,785.49 Beginning POH: \$477,546.64 Ending POH: \$163,963.70  Ending POH consists of \$165,029.78 cash plus stock valued at \$49.00 and judgment against Roli Elsotari (carry value \$13,869.29, current value \$24,547.21), less administration expenses advanced by Administrator in the amount of \$14,984.29.  <b>Administrator (Statutory): \$7,818.99</b>  <b>Administrator (Reimbursement): \$14,984.29</b> (for expenses paid by Administrator out of pocket in connection with the real property and vehicles)  <b>Attorney (Statutory): \$5,441.25</b> (\$2,377.74 was paid to Administrator's former attorney for Court Order dated 11/30/11)  <b>Attorney (Extraordinary): \$11,242.50</b> (for services in connection with efforts to sell the real property, the petition to determine ownership of certain assets, collection of unclaimed property, per itemization at Exhibit B)  <b>Costs: \$1,341.00</b> (for bond premium, courtcall appearance prior to local rule, and filing fee)  <b>Remaining Creditor's Claim: \$311.50</b>  <b>Distribution pursuant to intestate succession:</b>  <b>Muhammed Alameldin:</b> \$69,437.27 cash plus 24.5 shares of stock, a one-half interest in the judgment against Roli Elsotari, and one-half of any after-discovered property.  <b>Upon appointment of a guardian of the estate for Khaled Alameldin, to the guardian of the estate for Khaled Alameldin:</b> \$69,437.27 cash plus 24.5 shares of stock, a one-half interest in the judgment against Roli Elsotari, and one-half of any after-discovered property.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  1. Petitioner proposes to distribute the share of minor heir Khaled Alameldin to a guardian of the estate, once one is appointed.  <b>A prior status report indicated that Ms. Elsotari, Muhammad's and Khaled's mother, had originally filed petitions for appointment as guardian of both of their estates in San Joaquin County; however, the petitions were dismissed for unknown reasons.</b>  <b>Muhammad has since reached majority and Petitioner states at Paragraph 37 on Page 11 that Muhammad has indicated he is willing to serve as guardian of his brother's estate; however, it does not appear he has been appointed yet.</b>  <b>Need clarification: What is the status of appointment of a guardian of the estate?</b>
	<b>Aff.Sub.Wit.</b>			
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	<b>UCCJEA</b>			
	<b>Citation</b>			
N/A	<b>FTB Notice</b>			



Attly Kruthers, Heather (for Public Administrator)  
Attly Rackley, Elaine (Pro Per Administrator with Will Annexed)

### Probate Status Hearing for Failure to File a First Account or Petition for Final Distribution

<b>DOD: 9-6-05</b>  <b>Cont. from 092013, 111513, 022114, 061314, 092914, 033015, 060115, 072715</b>	<b>DORIS ELAINE RACKLEY</b> , Daughter, was appointed as Administrator with Will Annexed with Limited IAEA without bond and Letters issued on 8-28-07.  <b>On 11-15-13</b> , the Court removed Ms. Rackley and appointed the <b>PUBLIC ADMINISTRATOR</b> .  <b>Status Report filed 5-28-15 states</b> the final account was almost complete; however, the Public Administrator is working on retrieving documentation regarding an outstanding balance due for prior year taxes to the IRS. It is anticipated that this problem should be resolved sometime in June. Public Administrator requests an additional 60 days.  <b>Status Report filed 7-22-15 states</b> the PA has been delayed because of an outstanding balance due for prior year taxes to the IRS. The new PA staff reviewed the file in detail and sent information to the CPA. The accountant requested tax return, account, and wage and income transcripts from the IRS, as well as the Inventory and Appraisal. The PA provided all information that she had, but the transcripts must come from the IRS. The CPA estimates it will take one month to resolve the tax issue. It is therefore requested that this status hearing be continued for at least 60 days.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b>1. Need petition for final distribution.</b>  <b>Note:</b> The beneficiaries of the estate are Elaine Rackley, Marilyn Hamby, and the Estate of Irene Hamby.																																																			
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr><td style="width: 50%;">Aff.Sub.Wit.</td><td style="width: 50%;"></td></tr> <tr><td>Verified</td><td></td></tr> <tr><td>Inventory</td><td></td></tr> <tr><td>PTC</td><td></td></tr> <tr><td>Not.Cred.</td><td></td></tr> <tr><td>Notice of Hrg</td><td></td></tr> <tr><td>Aff.Mail</td><td></td></tr> <tr><td>Aff.Pub.</td><td></td></tr> <tr><td>Sp.Ntc.</td><td></td></tr> <tr><td>Pers.Serv.</td><td></td></tr> <tr><td>Conf. Screen</td><td></td></tr> <tr><td>Letters</td><td></td></tr> <tr><td>Duties/Supp</td><td></td></tr> <tr><td>Objections</td><td></td></tr> <tr><td>Video Receipt</td><td></td></tr> <tr><td>CI Report</td><td></td></tr> <tr><td>9202</td><td></td></tr> <tr><td>Order</td><td></td></tr> <tr><td>Aff. Posting</td><td></td></tr> <tr><td>Status Rpt</td><td></td></tr> <tr><td>UCCJEA</td><td></td></tr> <tr><td>Citation</td><td></td></tr> <tr><td>FTB Notice</td><td></td></tr> </table>	Aff.Sub.Wit.		Verified		Inventory		PTC		Not.Cred.		Notice of Hrg		Aff.Mail		Aff.Pub.		Sp.Ntc.		Pers.Serv.		Conf. Screen		Letters		Duties/Supp		Objections		Video Receipt		CI Report		9202		Order		Aff. Posting		Status Rpt		UCCJEA		Citation		FTB Notice			<table border="1" style="width: 100%; border-collapse: collapse;"> <tr><td><b>Reviewed by:</b> skc</td></tr> <tr><td><b>Reviewed on:</b> 9/15/15</td></tr> <tr><td><b>Updates:</b></td></tr> <tr><td><b>Recommendation:</b></td></tr> <tr><td><b>File 6 – Hamby</b></td></tr> </table>	<b>Reviewed by:</b> skc	<b>Reviewed on:</b> 9/15/15	<b>Updates:</b>	<b>Recommendation:</b>	<b>File 6 – Hamby</b>
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<b>File 6 – Hamby</b>																																																					

Attorney LeVan, Nancy J. (for Jonathan Holcomb, Executor)

## Probate Status Hearing Re: Failure to File a First Account and/or Petition for Final Distribution

<b>DOD: 10/26/2007</b>		<p><b>JONATHAN HOLCOMB</b>, son, was appointed Executor with Full IAEA authority without bond on 5/26/2009. Letters issued on <u>5/26/2009</u>.</p> <p><b>Pursuant to Probate Code § 8800(b)</b>, Final Inventory and Appraisal was due 9/26/2009. Final Inventory and Appraisal was filed on 3/25/2014 showing an estate value of <b>\$23,738.31</b>.</p> <p><b>First account and/or petition for final distribution was due in May 2010.</b></p> <p><b>Notice of Status Hearing filed 11/15/2013</b> set a status hearing on 1/10/2014 for failure to file the inventory and appraisal and first account and petition for final distribution.</p> <p><b>Verified Status Report filed by Jonathan Holcomb on 9/16/2015 states:</b></p> <ul style="list-style-type: none"> <li>To date, the estate brokerage account total is <b>\$20,941.21</b>;</li> <li>The brokerage firm now has in their possession the 279.219 shares of Principal Investors stock valued at close to <b>\$3,000.00</b>, and he has requested the brokerage firm to sell the stock, and he is hoping to have the funds deposited by 9/18/2015;</li> <li>The State Controller has indicated to me that they have tried to send the 45.83 shares of Principal Investors Money stock to the brokerage firm two times, and both times it was rejected and returned due to an error with the numbers;</li> <li>He has contacted the State Controller [on 9/15/2015] and is waiting for an update;</li> <li>After the shares have been deposited, he will be able to file the final accounting and petition for distribution;</li> <li>He requests another <b>60 days</b> so that the shares can be deposited into the estate brokerage account, liquidated, and deposited into the estate checking account.</li> </ul>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Continued from 7/20/2015.</b> Minute Order states counsel requests an additional 60 days. The Court orders that if the First Account is not filed at least two court days prior to 9/21/2015, then a declaration verified by Jonathan Holcomb must be filed by then, or the Court will consider imposing sanctions.</p>	
<p><b>Cont. from 011014, 031114, 081114, 111014, 012615, 072015</b></p>				
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<input type="checkbox"/>	<b>Notice of Hrg</b>			
<input checked="" type="checkbox"/>	<b>Aff.Mail</b>			
<input type="checkbox"/>	<b>Aff.Pub.</b>			
<input type="checkbox"/>	<b>Sp.Ntc.</b>			
<input type="checkbox"/>	<b>Pers.Serv.</b>			
<input type="checkbox"/>	<b>Conf. Screen</b>			
<input type="checkbox"/>	<b>Letters</b>			
<input type="checkbox"/>	<b>Duties/Supp</b>			
<input type="checkbox"/>	<b>Objections</b>			
<input type="checkbox"/>	<b>Video Receipt</b>			
<input type="checkbox"/>	<b>CI Report</b>			
<input type="checkbox"/>	<b>9202</b>			
<input type="checkbox"/>	<b>Order</b>			
<input type="checkbox"/>	<b>Aff. Posting</b>			
<input checked="" type="checkbox"/>	<b>Status Rpt</b>			
<input type="checkbox"/>	<b>UCCJEA</b>			
<input type="checkbox"/>	<b>Citation</b>			
<input type="checkbox"/>	<b>FTB Notice</b>			
<p><b>Reviewed by:</b> LEG</p> <p><b>Reviewed on:</b> 9/16/15</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 7 – Holcomb</b></p>				

Petitioner/Guardian: Marie Westcott (pro per)

## Petition for Termination of Guardianship

		<b>MARIE WESTCOTT</b> , guardian, is petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
		Please see petition for details.	1. Need Notice of Hearing.
<b>Cont. from</b>		<b>Court Investigator Report filed on 9/14/15</b>	2. Need proof of service of the Notice of Hearing on: a. Keith Carter (father) b. Natasha Vasquez (mother) c. Sable Carter (minor) d. Christopher Carter (paternal grandfather) e. Joseph Vasquez (maternal grandfather) f. Shelly Fullerton (maternal grandmother)
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>		
<input checked="" type="checkbox"/>	<b>Verified</b>		
<input type="checkbox"/>	<b>Inventory</b>		
<input type="checkbox"/>	<b>PTC</b>		
<input type="checkbox"/>	<b>Not.Cred.</b>		
<input type="checkbox"/>	<b>Notice of Hrg</b>	X	
<input type="checkbox"/>	<b>Aff.Mail</b>	X	
<input type="checkbox"/>	<b>Aff.Pub.</b>		
<input type="checkbox"/>	<b>Sp.Ntc.</b>		
<input type="checkbox"/>	<b>Pers.Serv.</b>		
<input type="checkbox"/>	<b>Conf. Screen</b>		
<input type="checkbox"/>	<b>Letters</b>		
<input type="checkbox"/>	<b>Duties/Supp</b>		
<input type="checkbox"/>	<b>Objections</b>		
<input type="checkbox"/>	<b>Video Receipt</b>		
<input type="checkbox"/>	<b>CI Report</b>		
<input type="checkbox"/>	<b>9202</b>		
<input checked="" type="checkbox"/>	<b>Order</b>		
<input type="checkbox"/>	<b>Aff. Posting</b>		
<input type="checkbox"/>	<b>Status Rpt</b>		
<input type="checkbox"/>	<b>UCCJEA</b>		
<input type="checkbox"/>	<b>Citation</b>		
<input type="checkbox"/>	<b>FTB Notice</b>		
			<b>Reviewed by: KT</b>
			<b>Reviewed on: 9/16/15</b>
			<b>Updates:</b>
			<b>Recommendation:</b>
			<b>File 8 – Carter</b>

Attorney Poochigian, Mark S. (for Petitioner Antonette Gutierrez, Successor Trustee)

**Petition for Determination of Right to Surcharge Beneficiary's Interest, or in the Alternative, Enforce Money Judgment against Trust Beneficiary**

<b>DOD: 10/7/2005</b>		<p><b>ANTONETTE GUTIERREZ</b>, daughter and Successor Trustee, is Petitioner.</p> <p><b>Petitioner states:</b></p> <ul style="list-style-type: none"> <li>Settlor Erlinda Gutierrez created the <b>ERLINDA GUTIERREZ TRUST</b> by Declaration of Trust dated 6/21/2005 (<i>copy attached as Exhibit A</i>);</li> <li>Trust terms provide that Petitioner shall become sole trustee to fill the vacancy created by Settlor's death; Petitioner is the sole Successor Trustee of the Trust;</li> <li>Trust is the owner of an interest in real property on Pecan Avenue in Reedley;</li> <li>On 10/22/2007, <b>RAYMOND RENTERIA</b> [Settlor's brother], individually and as Guardian Ad Litem for <b>RITA RENTERIA</b>, filed an Ownership Action in Case 07CECG03513 alleging that they were the rightful owners of the property; Court concluded that the Renterias failed to establish their ownership;</li> <li>On 9/6/2012, the Court also entered in the Ownership Action a <b>\$86,229.95</b> money judgment in favor of the Trust and against Renteria in favor of Petitioner, individually, and as Trustee of the Trust, and as Executor of the <i>Estate of Erlinda Gutierrez</i> in Case 06CEPR00207 (<i>copy of judgment attached as Exhibit C; Court of Appeal upheld Trial Court decision</i>);</li> <li>Accordingly, the Trust is the rightful owner of the property, and Petitioner, individually, as Trustee of the Trust, and as Executor of the Estate, is a judgment creditor of Renteria;</li> </ul> <p align="center">~Please see additional page~</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p align="center"><b>CONTINUED TO 11/9/2015 Per Attorney request</b></p> <p><u>Page 2</u> is the related matter of the Erlinda Gutierrez Estate, Case #06CEPR00207.</p> <p><u>Note:</u> Notice of Stay of Proceedings filed by Attorney Nunez on 8/6/2015 shows this matter is automatically stayed with regard to <b>RAYMOND RENTERIA</b> caused by filing in U.S. Bankruptcy Court on 7/24/2015.</p> <p><b>Continued from 8/10/2015 per request of counsel.</b></p> <ol style="list-style-type: none"> <li>Need proposed order pursuant to Local Rule 7.1.1 (F) which provides a proposed order shall be submitted with all pleadings that request relief.</li> </ol>
<b>Cont. from 081015</b>			
<b>Aff.Sub.Wit.</b>			
✓ <b>Verified</b>			
<b>Inventory</b>			
<b>PTC</b>			
<b>Not.Cred.</b>			
✓ <b>Notice of Hrg</b>			
✓ <b>Aff.Mail</b>	W/		
<b>Aff.Pub.</b>			
<b>Sp.Ntc.</b>			
<b>Pers.Serv.</b>			
<b>Conf. Screen</b>			
<b>Letters</b>			
<b>Duties/Supp</b>			
<b>Objections</b>			
<b>Video Receipt</b>			
<b>CI Report</b>			
<b>9202</b>			
<b>Order</b>	X		
<b>Aff. Posting</b>			
<b>Status Rpt</b>			
<b>UCCJEA</b>			
<b>Citation</b>			
<b>FTB Notice</b>			

**Petitioner states, continued:**

- Order Determining Construction of Trust Instrument and Instructing Trustee filed 9/19/2011 describes the nature of the interests of the parties with respect to the Reedley property under the terms of the Trust; the Court's order finds Renteria is the holder of a legal life estate in the property and is required to *[in brief sum, act as to the residence in a manner that a fee simple owner would normally act; not injure or harm the future interest holders; deliver to Antonette Gutierrez or her successors in interest possession of the residence upon termination of the life tenancy; keep the property in repair, pay taxes and other annual charges];*
- Renteria presently occupies a portion of the residence located on the property and receives rent from leasing the remainder; Renteria has been derelict in his duties as holder of a life estate and has allowed the property to fall into a state of disrepair by failing to perform necessary repairs, neglecting to pay property taxes and insurance, and is therefore causing harm to the future interest held by the person designated to receive the remainder after Renteria's death;
- The Trust provides that the named beneficiaries' interests are not subject to voluntary or involuntary transfer;
- Apart from Renteria's life estate in the property, Petitioner believes he has no assets against which the judgment in favor of the Trust may be enforced, and that the value of Renteria's interest in the property is insufficient to satisfy the **[\$86,229.95]** money judgment entered against him.

**Petitioner requests an Order that:**

1. Petitioner, as Trustee of the Trust, is entitled to surcharge Renteria's remaining interest to (a) partially satisfy the money judgment entered in Case 07CECG03513, (b) pay for necessary repairs and maintenance on the property, and (c) pay all necessary expenses, including property taxes and insurance;
2. Petitioner is authorized and directed to take possession of the property, to lease the property for its reasonable rental value, collect all rents and profits received from the property, and apply the net income from all of the Trust property to the satisfaction of the **[\$86,229.95]** money judgment] until the judgment is satisfied in full, at which time all of the net income of the Trust shall be paid in convenient installments to Renteria; OR,
3. As an alternative to surcharge of the beneficiary's interest, the Trustee under Code of Civil Procedure § 709.010, shall lease the property for its reasonable rental value, and collect all rents and profits received therefrom and apply such funds to the satisfaction of the **[\$86,229.95]** money judgment]; or shall satisfy the judgment by such means as the Court in its discretion determines are proper, including imposition of a lien on or sale of the judgment debtor's interest, collection of trust income, and liquidation and transfer of trust property; and
4. Petitioner is awarded her attorneys' fees and costs.

## Third Amended First Account and Report of Trustee of Edward Crable Special

## Needs Trust; Amended Petition to Settle Account

Age: 18		PATTI CRABLE, trustee, is petitioner.	NEEDS/PROBLEMS/COMMENTS:  <b>OFF CALENDAR</b> <b>Fourth Amended Account filed 09/17/15 and set for hearing on 10/27/15</b>
		Account period: 09/25/12 – 11/26/14	<b>As of 09/15/15, nothing further has been filed.</b> 1. The accounting does not balance. Total charges should equal total credits. Need amended accounting. <b>Note:</b> The summary of account listed on page 3 of the accounting does not match the Summary of Account on Exhibit A. These two should be the same.
Cont. from 081715		Accounting - ?	2. The account indicates that the trust disbursed \$10,000.00 to the Leigh Law Group for legal services that resulted in the beneficiary being placed in a private out of state school valued at over \$50,000.00 that was paid for by the school district. Declaration of Jay Jambeck indicates that the placement was essential to the well-being of the beneficiary and the family agreed to pay the fees from the Special Needs Trust. However, it does not appear that a court order was obtained authorizing the payment and it is unclear whether this type of expenditure was authorized by the Trust instrument without a Court order. The court may require more information /authority for this expenditure. Further Notice of Hearing to the bonding company (International Fidelity Insurance Company) may be required.
Aff.Sub.Wit.		Beginning POH - \$0.00	
✓ Verified		Ending POH - \$9,250.00	3. It is unclear whether the remaining property on hand is held in a blocked account. The Summary of Account appears to indicate that there is approximately \$9,250.00 remaining in the Trust, but paragraph 14 of the Third Amended Petition states that the current value of the Trust is \$0.00. Need clarification. If the remaining funds (\$9,250.00) are not held in a blocked account, bond should be set at \$10,175.00 pursuant to CRC § 7.207.
Inventory			
PTC		Trustee - not addressed	<b>Reviewed by:</b> JF
Not.Cred.		Attorney - not addressed	
✓ Notice of Hrg		Bond is currently filed in the amount of \$11,000.00, petitioner is requesting that bond be reduced to zero because the remaining assets of the Trust are held in a blocked account.	<b>Reviewed on:</b> 09/15/15
✓ Aff.Mail	w/o		<b>Updates:</b> 09/18/15
Aff.Pub.			<b>Recommendation:</b>
Sp.Ntc.			<b>File 10 – Crable</b>
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
✓ Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			

## Second and Final Account and Report of Conservator

<b>DOD: 01/08/15</b>		<b>BROOKE A. CASTLE</b> , Conservator, is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b>CONTINUED FROM 08/31/15</b> <b>Minute Order from 08/31/15</b> states: Ms. Johnson is also appearing specially for attorney Steven Shahbazian. Counsel is specifically instructed to file a 13100 Affidavit. The examiner is directed to bring the document to the Court's attention as soon as it is filed. The Court is inclined to grant the second and final report and take the matter off calendar.  <b>As of 09/15/15, nothing further has been filed.</b>  1. Need Affidavit for Collection or Transfer of Personal Property from Clayton James Stott pursuant to Probate Code § 13100.
		Account period: <b>09/22/14 – 06/22/15</b>	
<b>Cont. from 081015, 083115</b>		Accounting: <b>\$43,607.28</b>	
<b>Aff.Sub.Wit.</b>		Beginning POH: <b>\$20,286.77</b>	
<input checked="" type="checkbox"/> <b>Verified</b>		Ending POH: <b>\$7,928.46</b>	
<b>Inventory</b>		Conservator: <b>waived</b>	
<b>PTC</b>		Attorney: <b>\$1,250.00</b> (ok per Local Rule)	
<b>Not.Cred.</b>		<b>Petitioner prays for an Order:</b>	
<input checked="" type="checkbox"/> <b>Notice of Hrg</b>		1. Settling and allowing this second and final account and confirming the acts of the petitioner as conservator;	
<input checked="" type="checkbox"/> <b>Aff.Mail</b> w/		2. Authorizing the attorney's fees; and	
<b>Aff.Pub.</b>		3. Authorizing Petitioner to turn over the remaining assets of the conservatorship estate to Clayton James Stott, successor trustee of The Patricia Stoll Gregory Stott Survivor's Trust.	
<b>Sp.Ntc.</b>		<b>Supplement to Second and Final Account and Report of Conservator</b> filed 08/10/15	
<b>Pers.Serv.</b>		states: There is currently existing a trust known as the "Patricia Stoll Gregory Stott Survivor's Trust" to which reference is made in the report. The last will of Patricia Stoll Gregory Stott was signed 01/03/08 and references the "Don Claypool Stott and Patricia Stoll Gregory Stott 1986 Family Declaration of Trust, as Amended. The Patricia Stoll Gregory Stott Survivor's Trust is established by the deceased conservatee on 02/15/13 with her share of the assets of the original Stott Family Trust. The Will could not reference the Survivor's Trust, as it was not created until 02/15/13.	
<b>Conf. Screen</b>		Continued on Page 2	
<b>Letters</b>			
<b>Duties/Supp</b>			
<b>Objections</b>			
<b>Video Receipt</b>			
<b>CI Report</b>			
<input checked="" type="checkbox"/> <b>2620(c)</b>			
<input checked="" type="checkbox"/> <b>Order</b>			
<b>Aff. Posting</b>			
<b>Status Rpt</b>			
<b>UCCJEA</b>			
<b>Citation</b>			
<b>FTB Notice</b>			
			<b>Reviewed by:</b> JF
			<b>Reviewed on:</b> 09/15/15
			<b>Updates:</b>
			<b>Recommendation:</b>
			<b>File 11 - Stott</b>

However, there have been no other or later will found by the conservator. Therefore, this is the only will that can be presented to the court and is the intention of the surviving settlor (decedent, Patricia Stott) to dispose of assets that were under her ownership and control under the terms of the original trust. Under the terms of the original 1986 trust, the surviving settlor, had the exclusive right to the assets assigned to the surviving spouse (the Survivor's Trust) and could amend or alter it at her discretion. Except for the assets currently held by conservatee, all other assets of the decedent are currently held by Clayton James Stott as the successor trustee of the Survivor's Trust. Mr. Stott, as trustee, has appeared in this matter. He is currently represented by Summer Johnson who has also appeared in this matter on Mr. Stott's behalf.

Any declaration of trustee required by Local Rule 7.12.5 would have to be filed by Mr. Stott, as trustee, and submitted to the Court. Mr. Stott has appeared in this matter multiple times and has been the trustee of the Survivor's Trust since December 2012, prior to the death of the conservatee. Any such information that is needed from Mr. Stott under Local Rule 7.12.5 cannot be filed by the conservator. However, information already in the court's file confirms that Clayton James Stott has been and currently is the acting trustee of the Survivor's Trust. (Notification by Trustee Pursuant to Probate Code § 16061.7 attached).

The Affidavit Procedure pursuant to Probate Code § 13100 would have to be prepared by the successor trustee, Mr. Stott, however, that is unnecessary in this action as the conservator need only transfer the conservatorship's remaining assets (after closing expenses) to the trustee pursuant to Probate Code § 2631(c). At that point, the trustee can sign a "Receipt" for said assets for filing with the Court (see Probate Code § 11751).



**12 Daniel Kandarian (SNT)****Case No. 13CEPR00796****Attorney Johnson, Mark D (for Tom Avedesian and Louise Avedesian – Co-Trustees)****Petition on First Accounting and Request for Attorney Fees**

<b>Age: 62</b>		<b>TOM AVEDESIAN and LOUISE AVEDESIAN,</b> Co-Trustees, are petitioners.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b>Minute Order of 08/24/2015: The Court wants at least one of the Co-Trustees present in Court on 09/21/2015 in order to speak with them directly regarding the expenditures. The following issues remain:</b>  1. Disbursements include rent fees in the amount of \$4,456.00. Examples of Trust Distributions that will reduce SSI benefits are housing costs. Housing costs are not a permissible distribution from the Special Needs Trust if they reduce other benefits that the beneficiary could be entitled to. Need to provide justification of paying rent from the Special Needs Trust. – Declaration of Attorney Johnson filed 8/21/15 states in regards to paying of rent, the Co-Trustees were trying to assist Mr. Kandarian in the least complicated way. They can certainly assist his needs in a different way other than housing costs in the future.  2. Disbursements include a charge in the amount of \$352.00 for "tires for truck" however the property on hand does not list a truck. Need clarification. – Declaration of Attorney Johnson filed on 8/21/15 states the beneficiary, Daniel Kandarian owns a pick-up truck and has a driver's license. The tires on his truck needed to be replaced for safety reasons. Co-Trustees purchased the tires.  3. Need Order. – received; however does not comply with Local Rule 7.6.1C.  <b>Please see additional page</b>
		Account period: 03/28/2014 – 04/15/2015	
		Accounting: <b>\$50,365.25</b>	
		Beginning POH: <b>\$50,000.00</b>	
		Ending POH: <b>\$34,456.67</b>	
<b>Cont. from 072715, 082415</b>			
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>		
<input checked="" type="checkbox"/>	<b>Verified</b>		
<input type="checkbox"/>	<b>Inventory</b>		
<input type="checkbox"/>	<b>PTC</b>		
<input type="checkbox"/>	<b>Not.Cred.</b>		
<input checked="" type="checkbox"/>	<b>Notice of Hrg</b>		
<input checked="" type="checkbox"/>	<b>Aff.Mail</b>	w/	
<input type="checkbox"/>	<b>Aff.Pub.</b>		
<input type="checkbox"/>	<b>Sp.Ntc.</b>		
<input type="checkbox"/>	<b>Pers.Serv.</b>		
<input type="checkbox"/>	<b>Conf. Screen</b>		
<input type="checkbox"/>	<b>Letters</b>		
<input type="checkbox"/>	<b>Duties/Supp</b>		
<input type="checkbox"/>	<b>Objections</b>		
<input type="checkbox"/>	<b>Video Receipt</b>		
<input type="checkbox"/>	<b>CI Report</b>		
<input type="checkbox"/>	<b>9202</b>		
<input type="checkbox"/>	<b>Order</b>	x	
<input type="checkbox"/>	<b>Aff. Posting</b>		
<input type="checkbox"/>	<b>Status Rpt</b>		
<input type="checkbox"/>	<b>UCCJEA</b>		
<input type="checkbox"/>	<b>Citation</b>		
<input type="checkbox"/>	<b>FTB Notice</b>		

**TOM AVEDESIAN and LOUISE AVEDESIAN,**  
Co-Trustees, are petitioners.

Account period: 03/28/2014 – 04/15/2015

Accounting: **\$50,365.25**  
Beginning POH: **\$50,000.00**  
Ending POH: **\$34,456.67**

Bond: **\$52,514.00**  
Trustee - **not addressed**

Attorney - **\$500.00**

Cost - **\$200.00**  
(filing fee)

**Petitioners pray for:**

1. The First Accounting of this special needs trust be approved.
2. Court approve court costs.
3. For such other and further orders as the court may deem proper.

**Notice of Non-Payment of Bond Premium filed 08/28/2015** states notice is hereby given that Suretic Insurance Company has not been paid the bond premium or premiums upon becoming due and payable nor upon demand. The aforementioned bond was posted at the request of and on behalf of the above named principal as required by the Probate Code of the State of California. As a result of non-payment of said premiums the undersigned objects to the final discharge of the above named being granted until such time as said premiums have been paid in full.

**Reviewed by: LV**

**Reviewed on: 09/16/2015**

**Updates:**

**Recommendation:**

**File 12 – Kandarian**

**NEEDS/PROBLEMS/COMMENTS continued:**

4. Notice of Non-Payment of Bond Premium was filed 08/28/2015. It appears the trustees are not paying the premium to the bonding company.

**Note:** If the petition is granted, status hearings will be set as follows:

- **Monday, September 25, 2017** at 9:00 a.m. in Department 303, for the filing of the second account.

Petitioner/mother: Selina Gutierrez (pro per)

## Petition for Visitation

		<b>SALINA GUTIERREZ</b> , mother, is petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
		<b>NORMA LEYVA</b> , paternal grandmother, was appointed successor guardian on 9/24/14.	1. Need Notice of Hearing.
<b>Cont. from</b>		Father: <b>ALEX ORTIZ, SR.</b>	2. Need proof of service of the Notice of Hearing on Guardian, Norma Leyva.
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>		
<input checked="" type="checkbox"/>	<b>Verified</b>		<b>Note:</b> Both the mother, Salina Gutierrez, and the guardian, Norma Leyva, have filed separate petitions for termination. Both petitions for termination are set for 10/5/15.
<input type="checkbox"/>	<b>Inventory</b>		
<input type="checkbox"/>	<b>PTC</b>		
<input type="checkbox"/>	<b>Not.Cred.</b>		
<input type="checkbox"/>	<b>Notice of Hrg</b>	X	
<input type="checkbox"/>	<b>Aff.Mail</b>	X	
<input type="checkbox"/>	<b>Aff.Pub.</b>		
<input type="checkbox"/>	<b>Sp.Ntc.</b>		
<input type="checkbox"/>	<b>Pers.Serv.</b>		
<input type="checkbox"/>	<b>Conf. Screen</b>		
<input type="checkbox"/>	<b>Letters</b>		
<input type="checkbox"/>	<b>Duties/Supp</b>		
<input type="checkbox"/>	<b>Objections</b>		
<input type="checkbox"/>	<b>Video Receipt</b>		
<input type="checkbox"/>	<b>CI Report</b>		
<input type="checkbox"/>	<b>9202</b>		
<input type="checkbox"/>	<b>Order</b>	X	
<input type="checkbox"/>	<b>Aff. Posting</b>		
<input type="checkbox"/>	<b>Status Rpt</b>		
<input type="checkbox"/>	<b>UCCJEA</b>		
<input type="checkbox"/>	<b>Citation</b>		
<input type="checkbox"/>	<b>FTB Notice</b>		



## Page 2

**Petitioner states** for approx. four years prior to the decedent's death, the Farm Property was farmed under an oral crop share agreement with Florenzio Cruz (the Farmer). The terms of the oral agreement were as follows:

- Farmer pays all costs associated with farming the property except property taxes
- Gross revenue from crop is split 75% to Farmer and 25% to D&D Farms (a business owned by Decedent and Petitioner)

Petitioner received \$11,000 as the split of the 2014 crop, which funds have been deposited into a separate account and not commingled with any other assets other than Petitioner's \$100 to open the account. Petitioner has paid \$10,923.63 out of the revenue toward property tax payments owed on the Farm Property in the amount of \$7,143.63 and mortgage payments on the Farm Property in the amount of \$3,680.00. As such, the balance of \$76.37 currently remains in this account.

The Farmer continues to farm the property on the same terms and conditions as existed before the decedent's death and pending determination of whether it is an estate asset. Petitioner alleges the terms of the oral agreement are favorable and the property should continue to be farmed under this arrangement until the estate is closed. However, in order to protect the estate in the event of a breach of the oral agreement, Petitioner intends to reduce the oral agreement to writing and proposes to enter into a farm lease memorializing the existing terms in substantially the same form as the lease attached as Exhibit 2. Petitioner requests the Court instruct her to enter into the Farm Lease.

Petitioner states she has a duty to marshal estate assets and protect them. However, given that there is a dispute whether the Farm Property is an asset, Petitioner requires instructions about how to deal with the revenue generated from the Farm Property. Petitioner seeks instructions as to whether the revenue should:

- a. Be deposited in an estate account; or
- b. Remain segregated from all other assets pending resolution of whether the farm property is an estate asset.

In either situation, Petitioner can provide a full accounting for the revenue and expenses upon the transfer of the assets to the estate account.

**Therefore, Petitioner seeks an Order from this Court:**

1. **Instructing Petitioner to enter into the Farm Lease;**
2. **Instruction Petitioner to either:**
  - a. **retain revenue generated in separate account in her individual name uncommingled with any other personal assets; or**
  - b. **deposit all revenue generated from the Farm Property into an estate account;**
3. **Instructing Petitioner whether funds from the Farm Property should be used to Property Taxes; and**
4. **For all other orders the Court deems just and proper.**

**SEE ADDITIONAL PAGES**

**Randall D. Coolidge and Tracie Coolidge-Fierro filed Response and Opposition on 9/16/15.**

**Respondents state** on 12/8/14, Petitioner filed I&A Partial No. 1 reflecting two parcels of real property with values of \$50,000.00 and \$150,000.00. This inventory did not include the Farm Property. On 1/13/15, Petitioner filed Corrected I&A Partial No. 1 reflecting only the real property valued at \$50,000.00 and removed reference to the other parcel without explanation. No other property or asset has been inventoried to date.

The Farm Property is comprised of two parcels, one consisting of approx. 15 acres on Fruit Avenue in Fresno County and one consisting of approx. 18 acres on Adams Avenue in Fresno County. Title to both parcels was held of record at the decedent's death as his sole and separate property. Petitioner signed an Interspousal Transfer Deed, which is the last recorded document, confirming the Farm Property as the decedent's separate property. Petitioner acknowledges the Farm Property is held of record as his separate property.

Petitioner has also filed and there has been set for trial a petition for instructions in which Petitioner claims personal ownership of the Farm Property based on a purported unnotarized and unrecorded deed.

Even if Petitioner claims justification for not filing a final inventory until the petition for instructions is ruled on, other assets could and should be inventoried, including separate property farm equipment, vehicles, and a boat. Additionally, Petitioner now alleges that the decedent had ownership in a business which received income from his separate property Farm Property.

Respondents are not opposed to Administrator entering a crop share lease during administration on a year to year basis and expiring 12/31/15 with a 25% crop share rent payable to the landlord as proposed. However, Respondents believe and allege as to any lease:

- a. With record title to the Farm Property in decedent's name as separate property, the lease should name the Administrator of the estate as the landlord and should name and identify the tenant and state the tenant's address, which the proposed lease fails to do;
- b. Paragraph 3a should state a time for payment of the crop share rent;
- c. Paragraph 3b should provide for rent to be paid to the Administrator of the estate;
- d. Paragraph 4b should not provide improvements made belong to the tenant, as the proposed lease states. Any improvements should belong to the landlord.
- e. Respondents are also concerned with and question the provisions of Paragraph 6 requiring the landlord to replace wells when the Administrator has inventoried no assets which are likely to allow such an obligation to be met.

**SEE ADDITIONAL PAGES**

## Page 4

**Respondents state** Petitioner and her attorney have previously refused to disclose to Respondents information concerning the leasing of the Farm Property and the rent. Petitioner, in her deposition taken in estate proceedings, **denied the existence of a lease which she now alleges and states in the Petition to have existed for some years** (emphasis in original). The Court is requested to receive this deposition testimony as evidence and to consider same in ruling on the present petition. See Response for specific details.

**The present petition shows that the petitioner was signed and verified 7/17/15 and filed 8/5/15, prior to Petitioner's 8/7/15 deposition** (emphasis in original). Administrator's deposition testimony contradicts the statements in her present verified petition as to the leasing of the Farm Property. The present petition was verified and filed, but not yet served, so Respondents were not yet aware of it before the deposition. Petitioner and her counsel's refusal to provide information concerning the lease when they had filed this petition was evasive and is conduct that should not be tolerated by a fiduciary and Administrator of the estate.

Petitioner's prior denial of the lease, the refusal of Petitioner and her attorney to provide information not only to the issue of title to the Farm Property, but also to a matter they had filed but not yet served, are evasive actions and conduct, violate Petitioner's fiduciary duties and should be considered by the Court in ruling on the petition and granting any relief to Petitioner.

Respondents state before granting Petitioner any relief, the Court should require Petitioner to submit a full and complete inventory and file an accounting for the rental income alleged to have been received and expenses paid, and order the Administrator to submit to further deposition concerning the Farm Property and lease now alleged and previously denied by Petitioner.

Probate Code §8500(b) authorizes the Court, where the Court believes from credible evidence that grounds for removal exist, to issue a citation to a personal representative to appear and show cause why the personal representative should not be removed. Petitioner's conduct of failing to inventory assets, including the Farm Property, her conflict of interest and pursuit of claims adverse to the interests of the estate, her denial of a lease and refusal to provide information concerning leasing the Farm Property to heirs and interested persons and evasiveness, all provide grounds for removal and provide evidence that removal is necessary for protection of the estate and its beneficiaries.

**Respondents pray for an order of the Court:**

- 1. Instructing that the Farm Property be inventoried as decedent's separate property and an asset of the estate subject to administration and that all rental proceeds be placed in an estate account;**
- 2. Directing Petitioner to file an accounting for the rental and crop share proceeds received since the decedent's death;**
- 3. Directing that the Administrator submit to a further deposition concerning the Farm Property and its leasing;**
- 4. Directing that any crop share lease of the Farm Property be in the name of the Administrator as landlord, that rent be paid to the estate and provide terms as set forth in the Response;**
- 5. Issuing a citation requiring Dianne E. Coolidge show cause why she should not be removed as Administrator;**
- 6. Awarding Respondents their costs and attorneys fees; and**
- 7. For such other and additional orders as the Court deems proper.**

Dept. 303, 9:00 a.m. Monday, September 21, 2015

**15 Cecil Tange (Estate) Case No. 14CEPR01142****Attorney Renge, Lawson K. (for Ted Tange – Executor)****Status Hearing: Filing of the Final Inventory & Appraisal**

<b>DOD: 09/14/1996</b>	<b>TED TANGE</b> , brother, was appointed Executor with full IAEA authority without bond on 02/04/2015.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
<b>Cont. from 070615</b>	Letters issued on 02/11/2015.	
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>	Minute Order of 02/04/2015 set this hearing for the filing of the Inventory and Appraisal.	
<input checked="" type="checkbox"/> <b>Verified</b>		
<input type="checkbox"/> <b>Inventory</b>		
<input type="checkbox"/> <b>PTC</b>		
<input type="checkbox"/> <b>Not.Cred.</b>		
<input type="checkbox"/> <b>Notice of Hrg</b>	<b>Status Report Re Filing of Inventory and Appraisal filed on 09/17/2015</b> states a Final Inventory and Appraisal has been completed by Steven Diebert, California Probate Referee of estate property in the sum of \$470,285.10. It appears that the Estate is now in a condition to closed with final accounting and distribution.	<b>Minute Order of 07/06/2015: Counsel requests a continuance to research investments of the decedent. If the Inventory and Appraisal is filed at least two days prior, then no appearance is necessary on 09/21/2015.</b>
<input type="checkbox"/> <b>Aff.Mail</b>		
<input type="checkbox"/> <b>Aff.Pub.</b>		
<input type="checkbox"/> <b>Sp.Ntc.</b>		
<input type="checkbox"/> <b>Pers.Serv.</b>		
<input type="checkbox"/> <b>Conf. Screen</b>		
<input type="checkbox"/> <b>Letters</b>		
<input type="checkbox"/> <b>Duties/Supp</b>		
<input type="checkbox"/> <b>Objections</b>		
<input type="checkbox"/> <b>Video Receipt</b>		
<input type="checkbox"/> <b>CI Report</b>		
<input type="checkbox"/> <b>9202</b>		
<input type="checkbox"/> <b>Order</b>		
<input type="checkbox"/> <b>Aff. Posting</b>		
<input checked="" type="checkbox"/> <b>Status Rpt</b>		
<input type="checkbox"/> <b>UCCJEA</b>		
<input type="checkbox"/> <b>Citation</b>		
<input type="checkbox"/> <b>FTB Notice</b>		
		<b>Reviewed by: LV</b>
		<b>Reviewed on: 09/16/2015</b>
		<b>Updates: 09/18/2015</b>
		<b>Recommendation:</b>
		<b>File 15 - Tange</b>



**16 Beverly Stocchetti (Estate) Case No. 15CEPR00039****Attorney Weare, Heather M (of Santa Maria, California for John Parker – Executor)****Probate Status Hearing Re: Filing of the Inventory and Appraisal**

<b>DOD: 09/09/2014</b>	<b>JOHN PARKER</b> , friend, was appointed Executor with full IAEA without bond on 03/30/2015.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b><u>OFF CALENDAR.</u></b> <b>Final Inventory and Appraisal filed 09/14/2015.</b>  1. Need Inventory and Appraisal or current written status report pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties.
	Letters issued on 03/30/2015.	
<b>Cont. from 072715</b>		
<b>Aff.Sub.Wit.</b>	Inventory and Appraisal Partial No. 1 was filed 05/14/2015 showing an estate valued at \$20,000.00.	
<b>Verified</b>		
<b>Inventory</b>		
<b>PTC</b>		
<b>Not.Cred.</b>	Inventory and Appraisal Partial No. 2 was filed on 06/02/2015 showing an estate valued at \$507,200.00.	
<b>Notice of Hrg</b>		
<b>Aff.Mail</b>	Minute Order of 03/30/2015 set this status hearing for the filing of the final Inventory and Appraisal.	
<b>Aff.Pub.</b>		
<b>Sp.Ntc.</b>		
<b>Pers.Serv.</b>		
<b>Conf. Screen</b>		
<b>Letters</b>		
<b>Duties/Supp</b>		
<b>Objections</b>		
<b>Video Receipt</b>		
<b>CI Report</b>		
<b>9202</b>		
<b>Order</b>		
<b>Aff. Posting</b>		
<b>Status Rpt</b>		
<b>UCCJEA</b>		
<b>Citation</b>		
<b>FTB Notice</b>		
		<b>Reviewed by:</b> LV
		<b>Reviewed on:</b> 09/16/2015
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 16 – Stocchetti</b>

**17A Jaedyn Moore & Scarlett Loper (GUARD/P)****Case No. 15CEPR00189**

Petitioner Moore, Joseph D. (Pro Per – Father)

Petitioner Foster, Dawn (Pro Per – Competing Petitioner/Co-Guardian – Paternal Aunt)

Petitioner Foster, Anthony (Pro Per – Competing Petitioner/Co-Guardian – Paternal Uncle)

**Petition for Termination of Guardianship**

<b>Jaedyn, 3</b>	<b>JOSEPH D. MOORE</b> , father, is petitioner.  <u>Please see petition for details</u>	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b>Note: Page 17B is the Petition for Termination filed by the Co-Guardians, Dawn and Anthony Foster.</b>  <b>Minute Order of 08/17/2015: Examiner notes provided in open court.</b>  1. Need Notice of Hearing.  2. Need proof of service fifteen (15) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Termination of Guardianship for: <ul style="list-style-type: none"><li>• Anthony Foster (Co-Guardian)</li><li>• Casey Marie Cox Loper (Mother)</li><li>• Helen Moore (Paternal Grandmother)</li><li>• Jesse Cox (Maternal Grandfather)</li><li>• Brooke Loper (Sibling)</li><li>• Micah Pickett (Sibling)</li></ul>	
<b>Scarlett, 2</b>			
<b>Cont. from 081715</b>			
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>			
<input checked="" type="checkbox"/> <b>Verified</b>			
<input type="checkbox"/> <b>Inventory</b>			
<input type="checkbox"/> <b>PTC</b>			
<input type="checkbox"/> <b>Not.Cred.</b>			
<input type="checkbox"/> <b>Notice of Hrg</b>			x
<input type="checkbox"/> <b>Aff.Mail</b>			x
<input type="checkbox"/> <b>Aff.Pub.</b>			
<input type="checkbox"/> <b>Sp.Ntc.</b>			
<input type="checkbox"/> <b>Pers.Serv.</b>			
<input type="checkbox"/> <b>Conf. Screen</b>			
<input type="checkbox"/> <b>Letters</b>			
<input type="checkbox"/> <b>Duties/Supp</b>			
<input type="checkbox"/> <b>Objections</b>			
<input type="checkbox"/> <b>Video Receipt</b>			
<input checked="" type="checkbox"/> <b>CI Report</b>			
<input type="checkbox"/> <b>9202</b>			
<input checked="" type="checkbox"/> <b>Order</b>			
<input type="checkbox"/> <b>Aff. Posting</b>			
<input type="checkbox"/> <b>Status Rpt</b>			
<input type="checkbox"/> <b>UCCJEA</b>			
<input type="checkbox"/> <b>Citation</b>			
<input type="checkbox"/> <b>FTB Notice</b>			
		<b>Reviewed by:</b> LV	
		<b>Reviewed on:</b> 09/16/2015	
		<b>Updates:</b>	
		<b>Recommendation:</b>	
		<b>File 17A – Moore/Loper</b>	

**17A**

**17B Jaedyn Moore & Scarlett Loper (GUARD/P) Case No. 15CEPR00189**

Father Moore, Joseph D. (Pro Per – Competing Petitioner)

Petitioner Foster, Dawn (Pro Per – Petitioner/Co-Guardian – Paternal Aunt)

Petitioner Foster, Anthony (Pro Per – Petitioner/Co-Guardian – Paternal Uncle)

**Petition to Terminate Guardianship**

<b>Jaedyn, 3</b>	<b>DAWN FOSTER and ANTHONY FOSTER,</b> petitioners and paternal aunt and uncle, were appointed guardians of the minors on 04/28/2015.  <u>Please see petition for details</u>	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b>Minute Order of 08/17/2015:</b> Examiner notes provided in open court.	
<b>Scarlett, 2</b>			
<b>Cont. from 081715</b>			
<input type="checkbox"/> Aff.Sub.Wit.			
<input checked="" type="checkbox"/> Verified			
<input type="checkbox"/> Inventory			
<input type="checkbox"/> PTC			
<input type="checkbox"/> Not.Cred.			
<input checked="" type="checkbox"/> Notice of Hrg			
<input checked="" type="checkbox"/> Aff.Mail			w/
<input type="checkbox"/> Aff.Pub.			
<input type="checkbox"/> Sp.Ntc.			
<input checked="" type="checkbox"/> Pers.Serv.			w/
<input type="checkbox"/> Conf. Screen			
<input type="checkbox"/> Letters			
<input type="checkbox"/> Duties/Supp			
<input type="checkbox"/> Objections			
<input type="checkbox"/> Video Receipt			
<input checked="" type="checkbox"/> CI Report			
<input type="checkbox"/> 9202			
<input checked="" type="checkbox"/> Order			
<input type="checkbox"/> Aff. Posting			
<input type="checkbox"/> Status Rpt			
<input type="checkbox"/> UCCJEA			
<input type="checkbox"/> Citation			
<input type="checkbox"/> FTB Notice			
<b>Reviewed by:</b> LV			
<b>Reviewed on:</b> 09/16/2015			
<b>Updates:</b>			
<b>Recommendation:</b>			
<b>File 17B – Moore/Loper</b>			

**17B**

**18 Brayden Kane Hallman (GUARD/P)****Case No. 15CEPR00314**

Petitioner Hallman, Donna Louise (Pro Per – Paternal Grandmother)

Petitioner Hallman, Frank Marlon (Pro Per – Paternal Grandfather)

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

<b>Age: 6</b>	<b><u>NO TEMPORARY REQUESTED</u></b>	<b>NEEDS/PROBLEMS/COMMENTS:</b>
	<b>DONNA LOUISE HALLMAN, and FRANK MARLON HALLMAN, paternal grandparents, are petitioners.</b>	<b>Minute Order of 08/10/2015: each party represents to the Court that the minor has no Native American Ancestry. The Court reviews the drug test results for Jacob Hallman, which are positive for marijuana and amphetamines. Jacob Hallman is to file and serve his response to the petition by 08/31/2015; any replies by petitioners are due by 09/08/2015. Petitioners are directed to attach their list of medications to a declaration to file and have it properly served.</b>
<b>Cont. from 070115, 081015</b>	<b><u>Please see petition for details</u></b>	<b>Minute Order of 07/01/2015: Jacob Hallman represents that he has used marijuana within the last week. The Court orders that Jacob Hallman report to Global Drug Testing forthwith and submit to a drug test to be paid for by Frank and Donna Hallman.</b>
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>		
<input checked="" type="checkbox"/> <b>Verified</b>		
<input type="checkbox"/> <b>Inventory</b>		
<input type="checkbox"/> <b>PTC</b>		
<input type="checkbox"/> <b>Not.Cred.</b>		
<input checked="" type="checkbox"/> <b>Notice of Hrg</b>		
<input checked="" type="checkbox"/> <b>Aff.Mail</b>	w/	
<input type="checkbox"/> <b>Aff.Pub.</b>		
<input type="checkbox"/> <b>Sp.Ntc.</b>		
<input checked="" type="checkbox"/> <b>Pers.Serv.</b>	w/	
<input type="checkbox"/> <b>Conf. Screen</b>		
<input checked="" type="checkbox"/> <b>Letters</b>		
<input checked="" type="checkbox"/> <b>Duties/Supp</b>		
<input type="checkbox"/> <b>Objections</b>		
<input type="checkbox"/> <b>Video Receipt</b>		
<input checked="" type="checkbox"/> <b>CI Report</b>		
<input type="checkbox"/> <b>9202</b>		
<input checked="" type="checkbox"/> <b>Order</b>		
<input type="checkbox"/> <b>Aff. Posting</b>		
<input type="checkbox"/> <b>Status Rpt</b>		
<input checked="" type="checkbox"/> <b>UCCJEA</b>		
<input type="checkbox"/> <b>Citation</b>		
<input type="checkbox"/> <b>FTB Notice</b>		
		<b>Reviewed by: LV</b>
		<b>Reviewed on: 09/16/2015</b>
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 18 - Hallman</b>

**18**

**19A Jovanii Pascale (GUARD/P)****Case No. 15CEPR00410**

Petitioner Villalvazo, Roseana (Pro Per – Maternal Great Aunt)

**Petition for Appointment of Guardianship of the Person**

<b>Age: 13</b>	<b>TEMPORARY EXPIRES 09/21/2015</b>	<b>NEEDS/PROBLEMS/COMMENTS:</b>
	<b>ROSEANA VILLALVAZO</b> , maternal great aunt, is petitioner.	<b>Minute Order of 08/03/2015:</b> Examiner notes provided in open court. Petitioner is to file Declaration of Due Diligence as to her efforts to locate Justin Lyman. If the defects are not cured for the next hearing, the Court will consider terminating the temporary orders.
Cont. from 062915, 080315	<u>Please see petition for details</u>	<b>Minute Order of 06/22/2015:</b> Examiner notes provided in open court. The Court notes that there is a child support case against Justin Lyman with regard to this minor. The court dispenses with notice as to the unknown paternal grandparents. The Court orders Temporary Letters are to issue forthwith.
<input type="checkbox"/> Aff.Sub.Wit.		<b>The following issues remain:</b>
<input checked="" type="checkbox"/> Verified		1. Need proof of personal service fifteen (15) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Appointment of Guardian or consent and waiver of notice or declaration of due diligence for:
<input type="checkbox"/> Inventory		<ul style="list-style-type: none"> <li>Justin Lyman – (Father) Unless the Court dispenses with notice</li> </ul>
<input type="checkbox"/> PTC		<b>Note:</b> Declaration of Due Diligence filed 04/20/2015 states petitioner spoke with the mother, Nicole, and was informed that the California Department of Child Support stated there is no records of his location or his whereabouts so the case was closed.
<input type="checkbox"/> Not.Cred.		<ul style="list-style-type: none"> <li>Jovanii Pascale (Minor)</li> </ul>
<input checked="" type="checkbox"/> Notice of Hrg		2. Notice of Hearing filed 04/30/2015 showing service on Nicole Mary Donna Clewly, mother, and Joseph Pascale, maternal grandfather, is defective as it is incomplete as to who effectuated service, their address, and date of service.
<input checked="" type="checkbox"/> Aff.Mail		3. UCCJEA is incomplete. Need minor's residence information for the past 5 years.
<input type="checkbox"/> Aff.Pub.		<b>Reviewed by:</b> LV
<input type="checkbox"/> Sp.Ntc.		<b>Reviewed on:</b> 09/17/2015
<input checked="" type="checkbox"/> Pers.Serv.		<b>Updates:</b>
<input checked="" type="checkbox"/> Conf. Screen		<b>Recommendation:</b>
<input checked="" type="checkbox"/> Letters		<b>File 19A - Pascale</b>
<input checked="" type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input checked="" type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		

## Hearing - Fee Waiver

19B

**20 Kenneth Ralph Barger (Estate)****Case No. 15CEPR00447****Petitioner Kenneth Eugene Barger (Pro Per Petitioner, son)****Petition for Probate of Will and for Letters Testamentary; Authorization to Administer Estate under Independent Authority of Estates Act**

<b>DOD: 4/9/2015</b>	<b>KENNETH RALPH BARGER</b> , son and named Executor without bond, is Petitioner.		<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b>Continued from 8/24/2015.</b> Minute Order states examiner notes provided in open court.  <b>Note for background:</b> Minute Order dated 6/8/2015 states examiner notes are handed to Mr. Barger in open court. Mr. Barger is admonished not to sell any property before the Court approves the petition.  1. Declaration filed 9/15/2015, which lists on an attachment intended to serve as an amendment to Item 8 of the Petition filed 4/29/2015, includes names of Decedent's heirs not originally listed on the Petition filed 4/29/2015. One of the persons listed is <b>CHRISTOPHER BARGER</b> , and his address is listed as "C/O San Joaquin Valley College." It is unclear whether this is intended to mean that Christopher Barger was served notice "in care of" San Joaquin Valley College, or whether Christopher Barger's mailing address is the address of San Joaquin Valley College. Need clarification regarding the address to allow the Court to determine whether the notice served to him violates California Rule of Court 7.51, which provides that notice must be mailed individually and directly to the person entitled to notice, and notice mailed in care of another person is insufficient unless the person entitled to notice is an adult and has directed in writing that the notice be sent in care of the second person.
<b>Cont. from 060815, 071315, 072715, 082415</b>	Full IAEA: OK		
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>	Will Dated: 3/25/2015		
<input checked="" type="checkbox"/> <b>Verified</b>			
<input type="checkbox"/> <b>Inventory</b>	Residence: Fresno		
<input type="checkbox"/> <b>PTC</b>	Publication: Business Journal		
<input type="checkbox"/> <b>Not.Cred.</b>			
<input checked="" type="checkbox"/> <b>Notice of Hrg</b>			
<input checked="" type="checkbox"/> <b>Aff.Mail</b>	W/	<b>Estimated value of the Estate:</b>	
<input checked="" type="checkbox"/> <b>Aff.Pub.</b>		Real property - \$300,000.00	
<input type="checkbox"/> <b>Sp.Ntc.</b>		Personal property - \$ 500.00	
<input type="checkbox"/> <b>Pers.Serv.</b>		Total - \$300,500.00	
<input type="checkbox"/> <b>Conf. Screen</b>			
<input checked="" type="checkbox"/> <b>Letters</b>	<b>Probate Referee: Rick Smith</b>		
<input checked="" type="checkbox"/> <b>Duties/Supp</b>			
<input type="checkbox"/> <b>Objections</b>			
<input type="checkbox"/> <b>Video Receipt</b>	<b>~Please see additional page~</b>		
<input type="checkbox"/> <b>CI Report</b>			
<input type="checkbox"/> <b>9202</b>			
<input checked="" type="checkbox"/> <b>Order</b>			
<input type="checkbox"/> <b>Aff. Posting</b>			<b>Reviewed by: LEG</b>
<input type="checkbox"/> <b>Status Rpt</b>			<b>Reviewed on: 9/16/15</b>
<input type="checkbox"/> <b>UCCJEA</b>			<b>Updates:</b>
<input type="checkbox"/> <b>Citation</b>			<b>Recommendation:</b>
<input type="checkbox"/> <b>FTB Notice</b>			<b>File 20 – Barger</b>

**Note:** If *Petition* is granted, Court will set Status Hearings as follows:

- **Monday, February 29, 2016 at 9:00 a.m. in Dept. 303** for the filing of final inventory and appraisal; and
- **Monday, November 28, 2016 at 9:00 a.m. in Dept. 303** for the filing of first account and/or petition for final distribution.

Pursuant Local Rule 7.5, if the documents noted above are filed 10 days prior to the dates listed, the hearings will be taken off calendar and no appearance will be required.

**Dept. 303, 9:00 a.m. Monday, September 21, 2015**



## 21 Fredrick Holley (Spousal) Case No. 15CEPR00519

Petitioner DeShazor-Holley, Laura R. (Pro Per – Surviving Spouse)

### Spousal Property Petition

<b>DOD: 10/27/2014</b>		<b>LAURA R. DESHAZOR-HOLLY</b> , surviving spouse, is petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
		No other proceedings	
		Decedent died intestate	<b>Note: Petitioner filed a Petition for Probate of Letters of Administration on 08/24/2015. Hearing is set for 10/05/2015.</b>
<b>Cont. from 062915, 080315</b>		Petitioner requests court confirmation that 100% of the property located at 5594 W. Swift Ave., Fresno, Ca. and 2013 Ford Fusion SE Hybrid pass to the petitioner.	
	<b>Aff.Sub.Wit.</b>		<b>Minute Order of 08/03/2015: Examiner notes provided in open Court; the Court's indicated is denial of the petition as it appears to be the incorrect procedure.</b>
✓	<b>Verified</b>		
	<b>Inventory</b>		1. Attached to the petition is an Interspousal Transfer Deed reflecting that Laura R. Holley, wife, grants to Frederick R. Holley, husband, the real property as his sole and separate property. Therefore it appears the property is the separate property of the decedent and not community property. Probate Code § 6401 provides that the petitioner would be entitled to 1/3 interest and the decedent's two children would be entitled to a 2/3 <sup>rd</sup> interest.
	<b>PTC</b>		
	<b>Not.Cred.</b>		<b>Note: Declaration filed 07/28/2015 requests co-ownership of the real property between the spouse and the two children however a Spousal Property Petition can only be used to pass property to the surviving spouse. Petitioner has now filed a Petition for Probate for Letters of Administration. If the petitioner wishes to pass her 1/3<sup>rd</sup> interest in real property through the Spousal Property Petition an amended petition will be needed. Or, in the alternative, Petitioner can probate the entire estate and dismiss the Spousal Property Petition.</b>
✓	<b>Notice of Hrg</b>		
✓	<b>Aff.Mail</b>	w/o	2. Order is incomplete. Need new order.
	<b>Aff.Pub.</b>		
	<b>Sp.Ntc.</b>		<b>Reviewed by: LV</b>
	<b>Pers.Serv.</b>		
	<b>Conf. Screen</b>		<b>Reviewed on: 09/17/2015</b>
	<b>Letters</b>		
	<b>Duties/Supp</b>		<b>Updates:</b>
	<b>Objections</b>		
	<b>Video Receipt</b>		<b>Recommendation:</b>
	<b>CI Report</b>		
	<b>9202</b>		<b>File 21 - Holley</b>
✓	<b>Order</b>		
	<b>Aff. Posting</b>		
	<b>Status Rpt</b>		
	<b>UCCJEA</b>		
	<b>Citation</b>		
	<b>FTB Notice</b>		

**22 Efren Arciniega, Isac Ortega, Eric Ortega, Xavier Ortega, Jazmine Ortega, Ivan Ortega (GUARD/P) Case No. 15CEPR00566**

Petitioner Nanez-mendoza, Carmelita (pro per – paternal grandmother)  
Petition for Appointment of Guardian of the Person

Efren, 9	<p align="center"><b><u>NO TEMPORARY REQUESTED</u></b></p> <p><b>CARMELITA NANEZ-MENDOZA</b>, paternal grandmother, is Petitioner.</p> <p>Father: <b>EFREN ORTEGA, JR.</b></p> <p>Mother: <b>CRYSTAL ARCINIEGA</b></p> <p>Paternal grandfather: NOT LISTED</p> <p>Maternal grandparents: NOT LISTED</p> <p><b>Petitioner states</b> [see Petition for details].</p> <p><b>Court Investigator Julie Negrete filed a report on 07/27/15.</b></p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b><u>CONTINUED FROM 08/03/15</u></b></p> <p><b>As of 09/15/15, nothing further has been filed and the following notes remain:</b></p> <ol style="list-style-type: none"> <li>1. Need Notice of Hearing.</li> <li>2. Need proof of service at least 15 days before the hearing of Notice of Hearing with a copy of the Petition for Appointment of Guardian of the Person <u>or</u> Consent &amp; Waiver of Notice <u>or</u> Declaration of Due Diligence for:                         <ol style="list-style-type: none"> <li>a. Efren Ortega, Jr. (father) – personal service required</li> <li>b. Crystal Arciniega (mother) – personal service required</li> <li>c. Paternal grandfather – service by mail ok</li> <li>d. Maternal grandparents – service by mail ok</li> </ol> </li> </ol>
Isac, 8		
Eric, 8		
Jazmine, 7		
Xavier, 6		
Ivan, 5		
<b>Cont. from 080315</b>		
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified		
<input type="checkbox"/> Inventory		
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.		
<input type="checkbox"/> Notice of Hrg		x
<input type="checkbox"/> Aff.Mail		X
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.		x
<input checked="" type="checkbox"/> Conf. Screen		
<input checked="" type="checkbox"/> Letters		
<input checked="" type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input checked="" type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input checked="" type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		<p><b>Reviewed by:</b> JF</p> <p><b>Reviewed on:</b> 07/29/15</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 22 – Ortega/Arciniego</b></p>

Petitioner

Godoy, Victor M. (pro per – brother/Petitioner)

Petitioner

Godoy, Vanessa (pro per – sister-in-law/Petitioner)

## Petition for Appointment of Guardian of the Person

Age: 11		<b><u>NO TEMPORARY REQUESTED</u></b>		<b>NEEDS/PROBLEMS/COMMENTS:</b>	
		<b>VICTOR GODOY and VANESSA GODOY</b> , brother and sister-in-law, are Petitioners.		1. Need Notice of Hearing.  2. Need proof of service at least 15 days before the hearing of Notice of Hearing with a copy of the Petition for Appointment of Guardian of the Person <u>or</u> Consent & Waiver of Notice for: a. Humberto Alvarez (father) – personal service needed; unless diligence is found b. Paternal grandparents – service by mail ok; unless diligence is found	
		Father: <b>HUMBERTO ALVAREZ</b> – Declaration of Due Diligence filed 07/20/15 states that he was deported to Mexico several years ago and has had no contact with Adam			
Cont. from		Mother: <b>ANABEL GODOY</b> – Consent & Waiver of Notice filed 07/20/15			
<input type="checkbox"/>	Aff.Sub.Wit.	Paternal grandparents: UNKNOWN – Declaration of Due Diligence filed 07/20/15 states that the paternal family is unknown and are believed to all reside somewhere in Mexico			
<input checked="" type="checkbox"/>	Verified	Maternal grandfather: LEOBARDO BAEZA – Consent & Waiver of Notice filed 07/20/15			
<input type="checkbox"/>	Inventory	Maternal grandmother: GUADALUPE BAEZA – Consent & Waiver of Notice filed 07/20/15			
<input type="checkbox"/>	PTC	Sibling: VALERIA GODOY – Consent & Waiver of Notice filed 07/20/15			
<input type="checkbox"/>	Not.Cred.	<b>Petitioners state</b> [see Petition for details].			
<input type="checkbox"/>	Notice of Hrg	<b>Court Investigator Julie Negrete filed a report on 09/14/15.</b>			
<input type="checkbox"/>	Aff.Mail				
<input type="checkbox"/>	Aff.Pub.				
<input type="checkbox"/>	Sp.Ntc.				
<input type="checkbox"/>	Pers.Serv.				
<input checked="" type="checkbox"/>	Conf. Screen				
<input checked="" type="checkbox"/>	Letters				
<input checked="" type="checkbox"/>	Duties/Supp				
<input type="checkbox"/>	Objections				
<input type="checkbox"/>	Video Receipt				
<input checked="" type="checkbox"/>	CI Report				
<input type="checkbox"/>	9202				
<input checked="" type="checkbox"/>	Order				
<input type="checkbox"/>	Aff. Posting				
<input type="checkbox"/>	Status Rpt				
<input checked="" type="checkbox"/>	UCCJEA				
<input type="checkbox"/>	Citation				
<input type="checkbox"/>	FTB Notice				
				<b>Reviewed by:</b> JF	
				<b>Reviewed on:</b> 09/15/15	
				<b>Updates:</b>	
				<b>Recommendation:</b>	
				<b>File 23 – Alvarez</b>	

			See petition for details.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <u>Note:</u> Order Regarding Eligibility for Special Immigrant Juvenile Status was granted ex parte on 7/21/15.  <u>Note:</u> The proposed ward has reached the age of majority; therefore, it does not appear guardianship can go forward. Therefore, this petition has not been reviewed for technical deficiencies.
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
	Notice of Hrg	x		
	Aff.Mail	x		
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			
✓	Conf. Screen			
✓	Letters			
✓	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
	UCCJEA			
	Citation			
	FTB Notice			
			Reviewed by: skc	
			Reviewed on: 9/16/15	
			Updates:	
			Recommendation:	
			File 24 – Aguirre	

Petitioner Bryce David Been (Pro Per Petitioner, proposed ward)

Petitioner Lynne Marie Been (Pro Per Petitioner, paternal aunt)

## Petition for Appointment of Guardian of the Person

		<p align="center"><b>NO TEMPORARY REQUESTED</b></p> <p><b>LYNNE MARIE BEEN</b>, paternal aunt, and <b>BRYCE DAVID BEEN</b>, proposed ward, are Petitioners and request appointment of <b>LYNNE MARIE BEEN</b> as Guardian of the Person.</p> <p align="center"><i>~Please see Petition for details~</i></p> <p><i>Court Investigator's Pre-Appointment Report filed on 9/14/2015.</i></p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p>	
Cont. from				
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
	Notice of Hrg			N/A
	Aff.Mail			
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			
✓	Conf. Screen			
✓	Letters			
✓	Duties/Supp			
	Objections			
	Video Receipt			
✓	CI Report			
✓	Clearances			
✓	Order			
	Aff. Posting			
	Status Rpt			
✓	UCCJEA			
	Citation			
	FTB Notice			
			<p><b>Reviewed by:</b> LEG</p> <p><b>Reviewed on:</b> 9/16/15</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b> File 25 – Been</p>	

Petitioner Jennifer C. Scott (Pro Per Petitioner)

**Petition for Probate of Will and For Letters Testamentary; for Authorization to Administer under Independent Authority of Estates Act**

<b>DOD: 6/17/2015</b>		<b>JENNIFER C. SCOTT</b> , daughter and named Executor without bond, is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
<b>Cont. from</b>		Full IAEA: <b>Need publication</b>	<p>1. Need Notice of Petition to Administer Estate and proof of mailed notice pursuant to Probate Code § 8110 for the following persons:</p> <ul style="list-style-type: none"> <li>• <b>SCOTT J. WILSON</b>, son;</li> <li>• <b>LAURA GENDRON</b>, granddaughter;</li> <li>• <b>DAVID L. BACKUS</b>, grandson;</li> <li>• <b>KRISTINA WILSON</b>, granddaughter;</li> <li>• <b>CHRIST LUTHERAN CHURCH</b>.</li> </ul> <p>2. Need Affidavit of Publication pursuant to Probate Code §§ 8120 – 8124, and Local Rule 7.9.</p> <p>3. Final Inventory and Appraisal filed 8/4/2015 appears to indicate an approximate value rather than the actual value of the checking account as required.</p> <p align="center"><b>~Please see additional page~</b></p>
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>	S/P	
✓	<b>Verified</b>		
	<b>Inventory</b>		
	<b>PTC</b>		
	<b>Not.Cred.</b>		
	<b>Notice of Hrg</b>	X	
	<b>Aff.Mail</b>	X	
	<b>Aff.Pub.</b>	X	
	<b>Sp.Ntc.</b>		
	<b>Pers.Serv.</b>		
	<b>Conf. Screen</b>		
✓	<b>Letters</b>		
✓	<b>Duties/Supp</b>		
	<b>Objections</b>		
	<b>Video Receipt</b>		
	<b>CI Report</b>		
	<b>9202</b>		
✓	<b>Order</b>		
	<b>Aff. Posting</b>		
	<b>Status Rpt</b>		
	<b>UCCJEA</b>		
	<b>Citation</b>		
	<b>FTB Notice</b>		

## 26 Additional Page, Bernice Myrtle Wilson (Estate) Case No. 15CEPR00754

### NEEDS/PROBLEMS/COMMENTS, continued:

4. Item 5(a) of the *Petition* is incomplete as to (1) or (2) re: spouse, as to (3) or (4) re: registered domestic partner, and as to (7) or (8) re: issue of a predeceased child. Need declaration providing the answers to these items. Additionally, the Decedent's Will indicates Decedent had a pre-deceased spouse; however, Item 8 of the *Petition* does not include the name and date of death of the deceased spouse pursuant to Local Rule 7.1.1 (D), which provides that if a beneficiary, heir, child, spouse or registered domestic partner in any action before the Probate Court is deceased, that person's date of death shall be included in the petition.

Note: If *Petition* is granted, Court will set Status Hearings as follows:

- **Monday, November 30, 2015 at 9:00 a.m. in Dept. 303** for the filing of a corrected final inventory and appraisal; and
- **Wednesday, November 30, 2016 at 9:00 a.m. in Dept. 303** for filing of the first account and/or petition for final distribution.

Pursuant Local Rule 7.5, if the documents noted above are filed 10 days prior to the dates listed, the hearings will be taken off calendar and no appearance will be required.

## Petition to Determine Succession to Real Property

DOD: 1/17/12		<b>EVA ANGELINA CALDERON</b> , daughter, is petitioner.  40 days since DOD.  No other proceedings.  Decedent died intestate.  I & A                - <b>\$70,000.00</b>  <b>Petitioner requests</b> Court Confirmation that Decedent's 100% interest in real property located in Huron passes to her pursuant to intestate succession.	<b>NEEDS/PROBLEMS/COMMENTS:</b>	
Cont. from				
<input type="checkbox"/>	Aff.Sub.Wit.			
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<input checked="" type="checkbox"/>	Order			
<input type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
<input type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			
			Reviewed by: KT	
			Reviewed on: 9/17/15	
			Updates:	
			Recommendation: SUBMITTED	
			File 27 – Gaxiola	



**Petition for Appointment of Temporary Guardian of the Person**

		<b>TEMPORARY EXPIRES 9/21/15.</b> (Granted ex parte by Judge Hamilton on 9/8/15.)  <b>GENERAL HEARING: 11/9/15</b>  <b>JAMES JOSEPH CHRETIEN, SR.,</b> maternal grandmother, is petitioner.  Please see petition for details.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  1. Need Notice of Hearing.  2. Need proof of personal service of the Notice of Hearing along with a copy of the temporary petition or Consent and Waiver of Notice or Declaration of Due Diligence on: a. Allen Brooks, Jr. (father) b. Jocelyn Chretien/Parker (mother) c. Dominic Brooks (minor)  3. UCCJEA is incomplete. Need minor's residence information from 2010 to 2012.																																																																			
<b>Cont. from</b> <table border="1"> <tr> <td></td> <td><b>Aff.Sub.Wit.</b></td> <td></td> </tr> <tr> <td>✓</td> <td><b>Verified</b></td> <td></td> </tr> <tr> <td></td> <td><b>Inventory</b></td> <td></td> </tr> <tr> <td></td> <td><b>PTC</b></td> <td></td> </tr> <tr> <td></td> <td><b>Not.Cred.</b></td> <td></td> </tr> <tr> <td></td> <td><b>Notice of Hrg</b></td> <td>X</td> </tr> <tr> <td></td> <td><b>Aff.Mail</b></td> <td></td> </tr> <tr> <td></td> <td><b>Aff.Pub.</b></td> <td></td> </tr> <tr> <td></td> <td><b>Sp.Ntc.</b></td> <td></td> </tr> <tr> <td></td> <td><b>Pers.Serv.</b></td> <td>X</td> </tr> <tr> <td>✓</td> <td><b>Conf. Screen</b></td> <td></td> </tr> <tr> <td>✓</td> <td><b>Letters</b></td> <td></td> </tr> <tr> <td>✓</td> <td><b>Duties/Supp</b></td> <td></td> </tr> <tr> <td></td> <td><b>Objections</b></td> <td></td> </tr> <tr> <td></td> <td><b>Video Receipt</b></td> <td></td> </tr> <tr> <td></td> <td><b>CI Report</b></td> <td></td> </tr> <tr> <td></td> <td><b>9202</b></td> <td></td> </tr> <tr> <td>✓</td> <td><b>Order</b></td> <td></td> </tr> <tr> <td></td> <td><b>Aff. Posting</b></td> <td></td> </tr> <tr> <td></td> <td><b>Status Rpt</b></td> <td></td> </tr> <tr> <td>✓</td> <td><b>UCCJEA</b></td> <td></td> </tr> <tr> <td></td> <td><b>Citation</b></td> <td></td> </tr> <tr> <td></td> <td><b>FTB Notice</b></td> <td></td> </tr> </table>					<b>Aff.Sub.Wit.</b>		✓	<b>Verified</b>			<b>Inventory</b>			<b>PTC</b>			<b>Not.Cred.</b>			<b>Notice of Hrg</b>	X		<b>Aff.Mail</b>			<b>Aff.Pub.</b>			<b>Sp.Ntc.</b>			<b>Pers.Serv.</b>	X	✓	<b>Conf. Screen</b>		✓	<b>Letters</b>		✓	<b>Duties/Supp</b>			<b>Objections</b>			<b>Video Receipt</b>			<b>CI Report</b>			<b>9202</b>		✓	<b>Order</b>			<b>Aff. Posting</b>			<b>Status Rpt</b>		✓	<b>UCCJEA</b>			<b>Citation</b>		
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	<b>FTB Notice</b>																																																																					
			<b>Reviewed by:</b> KT <b>Reviewed on:</b> 9/17/15 <b>Updates:</b> <b>Recommendation:</b> <b>File 28 – Brooks</b>																																																																			

## Petition for Appointment of Temporary Conservator

<u>GENERAL HEARING 10/22/15</u>			NEEDS/PROBLEMS/ COMMENTS:
<b>MARIA DEL CARMEN HENGEL</b> , spouse, is petitioner and requests appointment as temporary conservator of the person.			<b>Court Investigator was unable to advise rights.</b>  1. Need proof of <u>personal</u> service of the Notice of Hearing along with a copy of the temporary petition on Warren James Hengel, proposed conservatee. <b>Note:</b> Mr. Hengel was served by mail however Probate Code §2250(e)(2) requires personal service.  2. Order is incomplete. Need new order with items 2-16 completed where appropriate.
Please see petition for details.			
Court Investigator Report filed on 9/17/15			
Cont. from			
	Aff.Sub.Wit.		
✓	Verified		
	Inventory		
	PTC		
	Not.Cred.		
✓	Notice of Hrg		
✓	Aff.Mail	W/	
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.	X	
✓	Conf. Screen		
✓	Letters		
✓	Duties/Supp		
	Objections		
✓	Video Receipt		
✓	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
Reviewed by: KT			
Reviewed on: 9/17/15			
Updates:			
Recommendation:			
File 29 – Hengel			

Petitioner: Douglas Lund (pro per)

## Petition for Appointment of Temporary Guardian

		<b>GENERAL HEARING 11/9/15</b>	<b>NEEDS/PROBLEMS/COMMENTS:</b>
		<b>DOUGLAS LUND</b> , stepfather, is petitioner.	4. Need Notice of Hearing.
<b>Cont. from</b>		Please see petition for details.	5. Need proof of personal service of the Notice of Hearing along with a copy of the temporary petition or Consent and Waiver of Notice or Declaration of Due Diligence on: d. Michael Short (father) e. Nina McNeil (mother) f. Kimberly McNeil (minor)
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>		
<input checked="" type="checkbox"/>	<b>Verified</b>		
<input type="checkbox"/>	<b>Inventory</b>		
<input type="checkbox"/>	<b>PTC</b>		
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<input checked="" type="checkbox"/>	<b>Notice of Hrg</b>		
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<input type="checkbox"/>	<b>UCCJEA</b>	<input checked="" type="checkbox"/>	
<input type="checkbox"/>	<b>Citation</b>		
<input type="checkbox"/>	<b>FTB Notice</b>		
			<b>Reviewed by:</b> KT
			<b>Reviewed on:</b> 9/17/15
			<b>Updates:</b>
			<b>Recommendation:</b>
			<b>File 30 – McNeil</b>

**31    Mariah Martin, Kayla Brown (GUARD/P)    Case No. 15CEPR00879**

Petitioner Cabrera, Bonni (Pro Per – Half-Sister)

Petitioner Cabrera, Ricardo (Pro Per – Spouse of Half-Sister)

**Petition for Appointment of Temporary Guardianship of the Person**

<b>Kayla Age: 9</b>	<b><u>GENERAL HEARING 11/10/2015</u></b>  <b>BONNI CABRERA</b> , half-sister, and <b>RICARDO CABRERA</b> , spouse of half-sister, are petitioners.  <b><u>Please see petition for details</u></b>	<b>NEEDS/PROBLEMS/COMMENTS:</b>  1. Need Notice of Hearing.  2. Need proof of personal service five (5) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Appointment of Temporary Guardian or consent and waiver of notice or declaration of due diligence for: <ul style="list-style-type: none"><li>• Alvin Castro (Father of Mariah)</li><li>• Anita Martin Brown (Mother)</li><li>• Mariah Martin (Minor)</li></ul> 3. UCCJEA is incomplete. Need minor's residence information for the past 5 years.	
<b>Mariah Age: 14</b>			
<b>Cont. from</b>			
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>			
<input checked="" type="checkbox"/> <b>Verified</b>			
<input type="checkbox"/> <b>Inventory</b>			
<input type="checkbox"/> <b>PTC</b>			
<input type="checkbox"/> <b>Not.Cred.</b>			
<input type="checkbox"/> <b>Notice of Hrg</b>			x
<input type="checkbox"/> <b>Aff.Mail</b>			
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<input type="checkbox"/> <b>Sp.Ntc.</b>			
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<input checked="" type="checkbox"/> <b>Conf. Screen</b>			
<input checked="" type="checkbox"/> <b>Letters</b>			
<input checked="" type="checkbox"/> <b>Duties/Supp</b>			
<input type="checkbox"/> <b>Objections</b>			
<input type="checkbox"/> <b>Video Receipt</b>			
<input type="checkbox"/> <b>CI Report</b>			
<input type="checkbox"/> <b>9202</b>			
<input checked="" type="checkbox"/> <b>Order</b>			
<input type="checkbox"/> <b>Aff. Posting</b>			
<input type="checkbox"/> <b>Status Rpt</b>			
<input checked="" type="checkbox"/> <b>UCCJEA</b>			
<input type="checkbox"/> <b>Citation</b>			
<input type="checkbox"/> <b>FTB Notice</b>			
<b>Reviewed by: LV</b>			
<b>Reviewed on: 09/17/2015</b>			
<b>Updates:</b>			
<b>Recommendation:</b>			
<b>File 31 – Martin/Brown</b>			

# Nolte Family Trust dated 5/20/1999

Case No. 13CEPR00264

**Atty Belardinelli, Richard; Georgeson, C. Russell; of Georgeson & Belardinelli (for Petitioner Edmund Nolte, Jr.)**

**Atty Sullivan, Jr., Robert L.; Emerzian, David; of McCormick Barstow (for Respondent Marjorie A. Nolte, Trustee)**

## Settlement Conference

<b>Edmund Sr. DOD:</b> <b>12/13/2006</b>	<b>EDMUND V. NOLTE, JR.</b> , son and Trust Beneficiary, filed <i>Petition for Recovery of Trust Property and Account</i> .	<b>NEEDS/PROBLEMS/COMMENTS:</b>
<b>Roseetta DOD:</b> <b>5/7/2009</b>		<b>OFF CALENDAR</b>
		<i>Order Granting Stipulated Continuance of the Settlement Conference filed 9/17/2015.</i>
		<i>Settlement Conference continued to 12/2/2015 at 8:30 a.m. in Dept. 72.</i>
<b>Aff.Sub.W.</b>		
<b>Verified</b>		
<b>Inventory</b>		
<b>PTC</b>		
<b>Not.Cred.</b>		
<b>Notc of Hrg</b>		
<b>Aff.Mail</b>		
<b>Aff.Pub.</b>		
<b>Sp.Ntc.</b>		
<b>Pers.Serv.</b>		
<b>Conf. Screen</b>		
<b>Letters</b>		
<b>Duties/S</b>		
<b>Objection</b>		
<b>Video Receipt</b>		
<b>CI Report</b>		
<b>9202</b>		
<b>Order</b>		
<b>Aff. Post</b>		
<b>Status Rpt</b>		
<b>UCCJEA</b>		
<b>Citation</b>		
<b>FTB Notice</b>		
	<b>Reviewed by:</b> LEG	
	<b>Reviewed on:</b> 9/17/15	
	<b>Updates:</b>	
	<b>Recommendation:</b>	
	<b>File – Nolte</b>	

**Dept. 303, 9:00 a.m. Monday, September 21, 2015**